

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Daniel Richard Thomas,

Civ. No. 25-397 (JWB/LIB)

Petitioner,

v.

**ORDER ACCEPTING
REPORT AND RECOMMENDATION
OF MAGISTRATE JUDGE**

Warden, FPC Duluth,

Respondent.

United States Magistrate Judge Leo I. Brisbois issued a Report and Recommendation (“R&R”) on February 27, 2025. (Doc. No. 5.) No objections have been filed to that R&R in the time permitted. In the absence of timely objections, the R&R is reviewed for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996). Having reviewed the R&R, no clear error is found.

Based on the R&R of the Magistrate Judge, and on all the files, records, and proceedings in this case, **IT IS HEREBY ORDERED** that:

1. The February 27, 2025 Report and Recommendation (Doc. No. 5) is **ACCEPTED**; and
2. Petitioner Daniel Richard Thomas’s petition for a writ of habeas corpus is **DENIED WITHOUT PREJUDICE**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: April 30, 2025

s/ Jerry W. Blackwell
JERRY W. BLACKWELL
United States District Judge